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9  
10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 CLARENCE WILDCAT, an individual, and	) District Court Case No. 2:19-cv-01248
13 CHRISTINE WILDCAT, an individual,	) Lower Case No.: A-19-797248-C
14	)
15 Plaintiffs	) STIPULATION AND ORDER
16	) TO ALLOW PLAINTIFFS TO
17 v.	) AMEND THE COMPLAINT
18	)
19 AMERICAN WEST HOMEBUILDING	)
20 GROUP doing business as AMERICAN WEST	)
21 HOMES, a domestic Corporation,	)
22 loanDepot.com, LLC, doing business as	)
23 imortgage, a foreign Limited Liability Company	)
24 and DOES 1 through 10 and ROE	)
25 CORPORATIONS I through X, inclusive,	)
26	)
27 Defendants	)
28	)

19 Comes now, Plaitniffs CLARENCE WILDCAT and CHRISTINE WILDCAT, by and  
20 through their attorney of record, AMBERLEA DAVIS of the LAW OFFICES OF  
21 AMBERLEA DAVIS, and Defendant LOANDEPOT.com, LLC, doing business as imortgage,  
22 by and through their attorney of record, ANDREW A. BAO, Esq. of WOLFE & WYMAN,  
23 LLP, and hereby agree as follows:

25 WHEREAS Defendant AMERICAN WEST HOMEBUILDING GROUP doing  
26 business as AMERICAN WEST HOMES is the incorrect name for the proper defendant  
27 AMERICAN WEST DEVELOPMENT, INC.  
28

1 And WHEREAS Defendant AMERICAN WEST HOMEBUILDING GROUP doing  
2 business as AMERICANWEST HOMES has not been served or appeared in the action, and  
3 PLAINTIFFS desire to amend their complaint to replace the incorrect party with AMERICAN  
4 WEST DEVELOPMENT, INC. PLAINTIFFS filed an amended complaint in the underlying  
5 Eighth Judicial Court case, however, the matter had already been removed to Federal Court.  
6

7 IT IS HEREBY STIPULATED between all parties who have appeared in this action  
8 ~~that PLAINTIFFS may,~~ **must** within seven days of the date this order is entered, file an amended  
9 complaint which corrects the parties named in the complaint.  
10

11 IT IS FURTHER STIPULATED that Defendant LOANDEPOT.com, LLC., doing  
12 business as imortgage, shall have 14 days from the date the Amended Complaint is filed to file  
13 an answer and shall have no obligation to file an answer to the original complaint.  
14

15 IT IS FURTHER STIPULATED for purposes of the statute of limitations, the original  
16 filing date shall govern.  
17

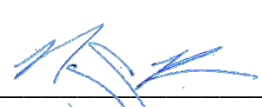
18 IT IS SO STIPULATED

19 DATED this 24<sup>th</sup> day of July, 2019.

20 /s/ Amberlea Davis  
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22 Nevada Bar 11551  
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*Attorney for Plaintiffs*

/s/ ANDREW A. BAO  
ANDREW A. BAO, Esq.  
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Attorneys for Defendant  
LOANDEPOT.COM, LLC dba imortgage.

26 IT IS SO ORDERED.  
27 Dated: July 26, 2019  
28 .

  
United States Magistrate Judge